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#21

PATENT  
ATTORNEY DOCKET NO. 67369

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: **Kinigakis et al.**

Serial No.: **09/945,537**

Filed: **August 30, 2001**

Title: **FASTENER CLOSURE  
ARRANGEMENT FOR  
FLEXIBLE PACKAGES**

Group  
Art Unit: **3727**

Examiner: **Jes F. Pascua**

**Certificate of Mailing**

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on this date.

**MAY 12 2003**

Date

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**6<sup>th</sup> SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

**RECEIVED**  
**MAY 16 2003**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

TECHNOLOGY CENTER R3700

Dear Sir:

This is a Supplemental Information Disclosure Statement being submitted in accordance with 37 C.F.R. §1.97 and §1.98 in connection with the above-identified application. Also enclosed herewith is PTO/SB/08A Substitute for Form PTO-1449 and copies of the references cited thereon.

Applicant bring the following documents to the attention of the Examiner:

**U.S. Patent(s)**

<b><u>U.S. Patent No.</u></b> <b>or</b> <b><u>Publication No.</u></b>	<b><u>Assignee</u></b> <b>or</b> <b><u>Inventor(s)</u></b>	<b><u>Publication Date</u></b> <b>or</b> <b><u>Issue Date</u></b>
3,181,583	Daniel J. Lingenfelter	5/4/65
3,534,520	Moran	10/20/70
4,534,148	Wrapade Machine Company, Inc. (McClosky)	8/13/85
4,586,319	Minigrip, Inc. (Ausnit)	5/6/86
4,601,694	Minigrip, Inc. (Ausnit)	7/22/86
4,617,785	Kabushiki Kaish Daisei Kikai (Chikatani et al.)	10/21/86
4,646,511	Signode Corporation (Boeckmann et al.)	3/3/87
4,709,533	Minigrip, Inc. (Ausnit)	12/2/87

**U.S. Patent(s) (cont'd)**

<b><u>U.S. Patent No. or Publication No.</u></b>	<b><u>Assignee or Inventor(s)</u></b>	<b><u>Publication Date or Issue Date</u></b>
4,727,709	The Dow Chemical Company (Zieke et al.)	3/1/88
4,745,731	General Foods Corporation (Talbot et al.)	5/24/88
4,812,074	Ausnit et al.	03/14/89
4,848,064	Lems et al.	07/18/89
4,878,987	Ven Erden	11/7/89
4,894,975	Minigrip, Inc. (Ausnit)	1/23/90
4,945,714	Package Machinery Company, Bodolay/Pratt Division (Bodolay et al.)	8/7/90
5,014,499	Zip-Pak, Incorporated (Boeckmann)	5/14/91
5,036,643	Package Machinery Company, Bodolay/Pratt Division	8/6/91
5,080,747 A	Klockner Bartelt. Inc. (Veix)	1/14/92
5,161,286 A	Mobil Oil Corporation (Herrington, Jr. et al.)	11/10/92
5,179,816 A	Wojnicki	1/19/93
5,211,482 A	Minigrip, Inc. (Tilman)	5/18/93
5,238,306 A	Reynolds Consumer Products, Inc. (Heintz et al.)	8/24/93
5,247,781 A	Kraft General Foods, Inc. (Runge)	9/28/93
Re. 34,905 E	Ausnit	4/18/95
5,417,035 A	KCL Corporation (English)	5/23/95
5,435,864 A	Minigrip, Inc. (Machacek et al.)	7/25/95
5,448,807 A	Mobil Oil Corporation (Herrington, Jr.)	9/12/95
5,519,982 A	Herber et al.	05/28/96
5,664,406 A	Smith	09/09/97
5,687,549 A	Joker System Aktiebolag (Jostler et al.)	11/18/97
5,733,045 A	Joker System Aktiebolag (Jostler et al.)	3/31/98
5,743,070 A	Automated Packaging Systems, Inc. (Lerner et al.)	4/28/98
5,776,045 A	Bodolay et al.	7/7/98
5,782,733 A	Innoflex Incorporated (Yeager)	7/21/98
5,788,378 A	Tenneco Packaging Specialty and Consumer Products Inc. (Thomas)	8/4/98
5,823,933 A	Innoflex Incorporated (Yeager)	10/20/98
5,826,401 A	Bois	10/27/98
5,833,791 A	Tenneco Packaging (Bryniarski et al.)	11/10/98
5,845,465 A	Ishida Co., Ltd. (Bennett)	12/8/98
5,845,466 A	Laudenberg	12/8/98
5,867,875 A	Tenneco Packaging, Inc. (Beck et al.)	2/9/99
5,884,452 A	Flexico-France (Bois)	3/23/99
5,896,627 A	Tenneco Packaging, Inc. (Cappel et al.)	4/27/99
5,902,047 A	Innoflex Incorporated (Yeager)	5/11/99
5,904,425 A	Reynolds Consumer Products, Inc. (May)	5/18/99

**U.S. Patent(s) (cont'd)**

<b><u>U.S. Patent No.</u></b> <b>or</b> <b><u>Publication No.</u></b>	<b><u>Assignee</u></b> <b>or</b> <b><u>Inventor(s)</u></b>	<b><u>Publication Date</u></b> <b>or</b> <b><u>Issue Date</u></b>
5,906,438 A	Laudenberg	5/25/99
5,919,535 A	Tenneco Packaging (Dobreski et al.)	7/6/99
5,937,615 A	Forman	8/17/99
5,944,425 A	Forman	8/31/99
5,956,924 A	Thieman	9/28/99
5,964,532 A	Tenneco Packaging, Inc. (St. Phillips et al.)	10/12/99
5,983,594 A	Forman	11/16/99
6,019,512 A	Yeager	2/1/00
6,044,621 A	Illinois Tool Works, Inc. (Malin et al.)	4/4/00
6,131,370 A	Illinois Tool Works, Inc. (Ausnit)	10/17/00
6,138,436 A	Illinois Tool Works, Inc. (Malin et al.)	10/31/00
6,138,439 A	Illinois Tool Works, Inc. (McMahon et al.)	10/31/00
6,139,662 A	Sealstrip Corporation (Forman)	10/31/00
6,148,588 A	Pactiv Corporation (Thomas et al.)	11/21/00
6,177,172 B1	Innoflex Incorporated (Yeager)	1/23/01
6,178,722 B1	Illinois Tool Works, Inc. (McMahon)	1/30/01
6,185,907 B1	Illinois Tool Works, Inc. (Malin et al.)	2/13/01
6,199,351 B1	Wright Machinery Limited (Mount)	3/13/01
6,209,287 B1	Huntsman KCL Corporation (Thieman)	4/3/01
6,216,423 B1	Huntsman KCL Corporation (Thieman)	4/17/01
6,219,993 B1	Triangle Package Machinery Company (Linkiewicz)	4/24/01
6,244,021 B1	Ausnit et al.	6/2001
6,257,763 B1	Huntsman KCL Corporation (Stolmeier et al.)	7/10/01
6,286,189 B1	Pactiv Corporation (Provan et al.)	9/11/01
6,292,986 B1	Provan et al.	9/25/01
6,327,754 B1	Pactiv Corporation (Belmont et al.)	12/11/01
6,327,837 B1	Illinois Tool Works, Inc. (Van Erden)	12/11/01
6,363,692 B2	Pliant Corporation (Thieman)	4/2/02
6,364,530 B1	Reynolds Consumer Products Company (Buchman)	4/2/01
6,376,035 B1	Pactiv Corporation (Dobreski et al.)	4/23/02
6,386,760 B1	Reynolds Consumer Products, Inc. (Tomic)	5/14/02
6,389,780 B1	Pactiv Corporation (Coomber et al.)	5/21/02
6,412,254 B1	Reynolds Consumer Products, Inc. (Tilman et al.)	7/2/02
6,427,421 B1	Pactiv Corporation (Belmont et al.)	8/6/02
6,438,926 B1	Pliant Corporation (Thieman)	8/27/02
6,449,924 B2	Illinois Tool Works, Inc. (McMahon et al.)	9/17/02

**U.S. Patent(s) (cont'd)**

<b><u>U.S. Patent No.</u></b> <b>or</b> <b><u>Publication No.</u></b>	<b><u>Assignee</u></b> <b>or</b> <b><u>Inventor(s)</u></b>	<b><u>Publication Date</u></b> <b>or</b> <b><u>Issue Date</u></b>
6,470,551 B1	Pactiv Corporation (Provan et al.)	10/29/02
6,474,045 B2	Illinois Tool Works, Inc. (McMahon et al.)	11/5/02
6,477,821 B1	Fleixco-France (Bois)	11/12/02
6,481,183 B1	CMD Corporation (Schmidt)	11/19/02
6,499,272 B2	Hunstman KCL Corporation (Thieman)	12/31/02

**Published Patents**

<b><u>U.S. Patent No.</u></b> <b>or</b> <b><u>Publication No.</u></b>	<b><u>Assignee</u></b> <b>or</b> <b><u>Inventor(s)</u></b>	<b><u>Issue Date</u></b> <b>or</b> <b><u>Publication Date</u></b>
2001/0010253 A1	Sealstrip Corporation (Forman)	8/2/01
2001/0039235 A1	Buchman	11/8/01
2001/0039783 A1	McMahon et al.	11/15/01
2001/0042357 A1	McMahon et al.	11/22/01
2001/0045083 A1	McMahon et al.	11/29/01
2002/0017078 A1	Thieman	2/14/02
2002/0068668 A1	Laser Machining, Inc. (Chow et al.)	6/6/02
2002/0090489 A1	Dobreski et al.	7/11/02
2002/0118896 A1	Forman	8/29/02
2002/0134046 A1	Flexico-France (Bois)	9/26/02
2002/0134050 A1	Thieman	9/26/02
2002/0150313 A1	Flexico-France (Bois)	10/17/02
2002/0152719 A1	Kraft Foods Holdings, Inc. (Kinigakis et al.)	10/24/02
2002/0152720 A1	Kraft Foods Holdings, Inc. (Kinigakis et al.)	10/24/02
2002/0173414 A1	Leighton	11/21/02
2002/0178556 A1	McMahon et al.	12/5/02
2002/0184858 A1	Ausnit et al.	12/12/02
2002/0194818 A1	Thieman	12/26/02

**Foreign Patents**

<b><u>Patent No.</u></b>	<b><u>Inventor(s)</u></b>	<b><u>Publication</u></b> <b>or</b> <b><u>Issue Date</u></b>	<b><u>Country</u></b>
7-112746	--	5/2/95	Japan
7-187101	--	7/25/95	Japan

**Foreign Patents**

<b><u>Patent No.</u></b>	<b><u>Inventor(s)</u></b>	<b><u>Publication or Issue Date</u></b>	<b><u>Country</u></b>
WO 98/24704	Tenneco Packaging, Inc. (Dobreski et al.)	6/11/98	WIPO
WO 98/45180	KCL Corporation (Thieman et al.)	10/15/98	WIPO
EP 1 164 087 A2	Reynolds Consumer Products, Inc. (Tomic)	12/19/01	EPO
WO 01/96195 A1	Reynolds Consumer Products, Inc. (Tomic)	12/20/01	WIPO

**OTHER DOCUMENTS**

Exhibit A shows drawings of a package used by the Assignee of the present invention, which is admittedly prior art with respect to the above captioned patent application. Exhibit A includes three figures describing a package which is prior art with respect to the above-captioned patent application.

“Hefty’s Plastic Zipper Bag Is Rapping Rivals”, by Dean Starkman, article in The Wall Street Journal, date unknown.

**Commonly Assigned U.S. Applications**

Applicant’s wish to bring to the attention of the Examiner that the following commonly assigned United States patent applications relate to subject matter similar to that of the above-captioned patent application:

<b><u>Inventor(s)</u></b>	<b><u>Serial No.</u></b>	<b><u>Filing Date</u></b>	<b><u>Patent No.</u></b>	<b><u>Issued</u></b>
Dutra et al. (74947)	10/251,639	9/20/02	N/A	N/A
Kinigakis et al. (67545)	10/280,335	10/25/02	N/A	N/A
Kinigakis et al. (67591)	10/363,436	1/29/03	N/A	N/A

**REMARKS**


It is respectfully requested that the Examiner accept and consider the above documents and make them of record in the above-captioned application.

In accordance with 37 CFR §1.97(d) (2), the Commissioner is hereby authorized to charge the Information Disclosure Fee set forth in 37 CFR §1.17(p) of \$180.00 to Deposit Account Number 06-1135 (*Transaction No. 9392*).

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Date: **MAY 12 2003**

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